

DECLARATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated next to my name;

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

SYSTEM AND METHOD FOR BACKING UP A COMPUTER SYSTEM

the specification of which was filed as United States Application Serial No.10/614,347 on July 8, 2003.

I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above;

I acknowledge the duty to disclose to the U.S. Patent and Trademark Office all information which is known to me to be material to the patentability of said invention in accordance with 37 C.F.R. §1.56;

I hereby claim foreign priority benefits under 35 U.S.C. §119 and/or §365 of any foreign application(s) for patent, any foreign application(s) for inventor's certificate, or any PCT international application(s) designating at least one country other than the United States of America listed below; I have also identified below any foreign application(s) for patent, any foreign application(s) for inventor's certificate, or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed:

Prior Foreign Application(s)

COUNTRY/INTERNATIONAL	APPLICATION NUMBER	DATE OF FILING (day, month, year)	PRIORITY CLAIMED

I hereby claim the benefit under 35 U.S.C. §119(e) of any United States provisional application(s) listed below:

60/395,611
(Application Number)

15 July 2002
(Filing Date) (day, month, year)

I hereby claim the benefit under 35 U.S.C. §120 and/or §365 of any United States application(s) or of any international application(s) designating the United States of America that is/are listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior application(s) in the manner provided by the first paragraph of 35 U.S.C. §112, I acknowledge the duty to disclose to the U.S. Patent and Trademark Office all information known to me to be material to patentability as defined in 37 C.F.R. §1.56 which became available between the filing date(s) of the prior application(s) and the national or PCT international filing date of this application:

Declaration

Attorney Docket No. VYAN-001/01US

Serial No. 10/614,347

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Prior U.S. Application(s) or PCT International Applications Designating the U.S. for benefit under 35 U.S.C. §120

U.S. APPLICATIONS			STATUS (check one)		
U.S. APPLICATION NO.	U.S. FILING DATE (day, month, year)		Pending	Patented	Abandoned
PCT APPLICATIONS DESIGNATING THE U.S.					
PCT APPLICATION NO.	PCT FILING DATE (day, month, year)	U.S. APPLICATION NOS. (if any)			

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of first inventor: Gregory A. BeckerInventor's signature Gregory A. Becker Date 2/5/04Residence: **4606 Palisade Drive, Austin, TX 78731**Citizen of: **US**Post Office Address: **Same as Above****Full name of second inventor:** Robert Condon

Inventor's signature _____ Date _____

Residence: **A1 Black Oak Dr., Nashua, NH 03062**Citizen of: **US**Post Office Address: **Same as Above****Full name of third inventor:** David A. KnightInventor's signature David A. Knight Date 2/4/04Residence: **3213 Druid Way, Flower Mound, TX 75028**Citizen of: **US**Post Office Address: **Same as Above**

Full name of fourth inventor: David E. Medders

Inventor's signature _____ Date _____

Residence: **5634 W. Amherst Ave., Dallas, TX 75209**

Citizen of: **US**

Post Office Address: **Same as Above**

Full name of fifth inventor: Michael Rowan

Inventor's signature _____ Date _____

Residence: **14 Estes St., Amesbury, MA 01913**

Citizen of: **US**

Post Office Address: **Same as Above**

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Full name of first inventor:	Gregory A. Becker
Inventor's signature	_____ Date _____
Residence:	4606 Palisade Drive, Austin, TX 78731
Citizen of:	US
Post Office Address:	Same as Above

Full name of second inventor:	Robert Condon
Inventor's signature	_____ Date <u>2/3/04</u>
Residence:	A1 Black Oak Dr., Nashua, NH 03062
Citizen of:	US
Post Office Address:	Same as Above

Full name of third inventor:	David A. Knight
Inventor's signature	_____ Date _____
Residence:	3213 Druid Way, Flower Mound, TX 75028
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Attorney Docket No. VYAN-001/01US
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Page 3

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Full name of fifth inventor: Michael Rowan

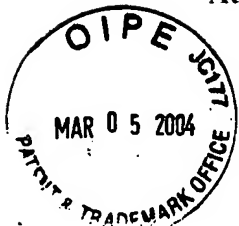
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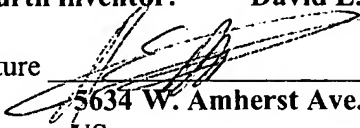
Full name of third inventor: David A. Knight

Inventor's signature _____ Date _____

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Citizen of: US

Post Office Address: Same as Above

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Inventor's signature 	Date <u>2-5-04</u>
Residence: <u>5634 W. Amherst Ave., Dallas, TX 75209</u>	
Citizen of: <u>US</u>	
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